

Message Text

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PAGE 01 OTTAWA 02475 152220Z

ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00
DODE-00 DOTE-00 INR-10 NSAE-00 FAA-00 L-03 CTME-00
TRSE-00 /036 W

-----107780 160057Z /73

R 152215Z MAY 78

FM AMEMBASSY OTTAWA

TO SECSTATE WASHDC 7414

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E.O. 11652: N/A

TAGS: EAIR, CA

SUBJECT: CIVAIR: CANADIAN CUSTOMS RULE APPLICABLE TO US-
REGISTERED COMPANY AIRCRAFT

REF: (A) STATE 103197; (B) OTTAWA 2254

1. EXTERNAL AFFAIRS (GOMBAY) CALLED MAY 15 TO INFORM US OF
DISCUSSIONS HE HAD WITH CANADIAN CUSTOMS ABOUT SUBJECT
ISSUE (REFTELS).

2. GOMBAY SAID HIS REVIEW OF CUSTOMS RULE WITH CANADIAN
CUSTOMS OFFICIALS LEFT HIM WITH CLEAR IMPRESSION THAT
CUSTOMS HAS NO INCLINATION TO MODIFY MEMORANDUM D-24 RULE.
HE SAID CUSTOMS VIEW IS THAT, IN KEEPING WITH CANADIAN LAW,
ALL FOREIGN COMPANY AIRCRAFT ENTERING CANADA TO OPERATE
BETWEEN CANADIAN POINTS ARE LIABLE FOR PAYMENT OF APPROPRI-
ATE CUSTOMS DUTY. MEMO D-24 MAKES AN EXCEPTION TO THAT
GENERAL RULE FOR INTERNATIONAL FLIGHTS WHICH INCIDENTALLY
CARRY CANADIAN RESIDENT COMPANY EMPLOYEES BETWEEN CANADIAN
POINTS, BUT DOES NOT CHANGE BASIC RULE.

3. GOMBAY SUGGESTED THAT US COMPANIES CAN EASILY
ACCOMMODATE TO D-24 RULE BY MAKING CERTAIN THERE IS AT
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LEAST ONE COMPANY EMPLOYEE PASSENGER ON FLIGHT WHEN IT
ARRIVES IN CANADA SO THAT SUBSEQUENT CARRIAGE ON FLIGHT
OF CANADIAN COMPANY PERSONNEL BETWEEN CANADIAN POINTS MEETS
"INCIDENTAL" CRITERION OF D-24. HE SAID HE JUDGED THAT
FURTHER EFFORTS TO MODIFY THE CANADIAN RULES WOULD HAVE
LITTLE CHANCE OF SUCCESS.

4. DEPARTMENT'S INSTRUCTIONS REQUESTED. ENDERS

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CUSTOMS DUTIES, AIRPORT FEES, AIRLINES
Control Number: n/a
Copy: SINGLE
Draft Date: 15 may 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978OTTAWA02475
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780205-1151
Format: TEL
From: OTTAWA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780558/aaaabxkp.tel
Line Count: 63
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 39821c9f-c288-dd11-92da-001cc4696bcc
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 78 STATE 103197, 78 OTTAWA 2254
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 05 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2689238
Secure: OPEN
Status: NATIVE
Subject: CIVAIR: CANADIAN CUSTOMS RULE APPLICABLE TO US- REGISTERED COMPANY AIRCRAFT
TAGS: EAIR, CA, US
To: STATE
Type: TE
vdkgvwkey: odhc://SAS/SAS.dbo.SAS_Docs/39821c9f-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014